

CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
July 2, 2002, 9:00 A.M.

City Hall
455 North Main

ORDER OF BUSINESS

- Call to Order
- Invocation
- Pledge of Allegiance
- Approve the minutes of the previous meeting

AWARDS AND PRESENTATIONS

- Proclamations

NEW BUSINESS

1. Old Town Commemorative Monument.

A commemorative monument celebrating the history and development of Old Town is being donated by "Friends of Old Town."

RECOMMENDED ACTION: Accept the donation and authorize installation on the Farm and Art Market Plaza.

2. Building Permit Fee Adjustment.

City Council Resolution discounts or increases permit fees, as needed, to maintain a three to four-month target reserve level.

RECOMMENDED ACTION: Approve reduction, effective July 9, 2002.

3. Preferred Developer Agreement - East Bank Redevelopment Project. (District I)

An Agreement is proposed to negotiate exclusively for 180-days to designate Riverwalk Partners, L.L.C. as the preferred developer for the East Bank Redevelopment Project.

RECOMMENDED ACTION: Approve the agreement; authorize necessary signatures.

CITY COUNCIL AGENDA

4. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

CONSENT AGENDA

5. Report of the Board of Bids and Contracts Dated July 1, 2002.

RECOMMENDED ACTION: Receive and file report; approve Contracts;
authorize necessary signatures.

6. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2002</u>	<u>(Consumption on Premises)</u>
Richard A. Diamond	Ti's Diner, Inc. *	918 West Second
		<u>(Consumption off Premises)</u>
Mike Bidwell	Dillons #249	2212 North Maize Road

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

7. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted
to the Board of Bids.

8. Preliminary Estimates:

- a) Northwest Sewer Main Pump Station Force Main - 135th West from 21st North to 37th North. (468-83134/624064/651006) Traffic to be maintained during construction using flagpersons and barricades. (District V) - \$1,749,420.00
- b) Water main replacement project to serve the area from Harry to Pawnee and from Greenway to St. Francis to serve Eureka or Rock Island, Rosenthal's 5th, English's 9th, and other Additions - south of Harry, east of McLean. (448-89412/636092/779172) Traffic to be maintained during construction using flagpersons and barricades. (District I, III, IV) - \$3,300,000.00
- c) Eagles Landing, from the east line of the plat, west and south to the southwesterly line of Lot 19, Block C, and on Willow Point from the east line of the plat, west to the west line of Dellrose Circle, Eagles Landing Court (Lots 1 through 4, Block D) from the north line of Eagles Landing, north to and including the cul-de-sac, on Eagles Landing Court (Lots 7 through 15, Block C) from the south line of Eagles Landing, south to and including the cul-de-sac, and on Dellrose Circle from the north line of Willow

(Item 8c continued)

Point north to and including the cul-de-sac. Sidewalk along one side of Eagles Landing from the east line of the plat west and south to the southwesterly line of Lot 19, Block C, and one side of Willow Point from the east line of the plat, west to the west line of Dellrose Circle to serve Eagles Landing at North Oliver 2nd Addition - south 45th Street North, west of Oliver. (472-83404/765725/490836) Does not affect existing traffic. (District I) - \$435,000.00

- d) Lateral 105, Sanitary Sewer 23 to serve Great Plains Business Park Third Addition - south of 37th Street North, east of Olive. (468-83433/743926 /480614) Does not affect existing traffic. (District I) - \$10,300.00
- e) Water distribution system to serve Ridge Port North Fourth Addition - south of 37th Street North, east of Ridge. (448-89592/735063/470733) Does not affect existing traffic. (District V) - \$104,000.00
- f) Water distribution system to serve Great Plains Business Park Third Addition - south of 37th Street North, east of Oliver. (448-89692/735066/470736) Does not affect existing traffic. (District I) - \$95,000.00
- g) Inflow/infiltration removal from the sanitary sewer system at the former Wichita Stockyards site - east of Broadway at 21st Street North. (468-83414/624023/658338) Traffic to be maintained during construction using flagpersons and barricades. (District VI) - \$204,846.00

RECOMMENDED ACTION: Approve and file.

9. Boards and Commissions Minutes:

March 18 – District II Advisory Board
March 25 – Alternative Correctional Housing Advisory Board
April 15 – District II Advisory Board
May 6 – District II Advisory Board
May 22- Wichita Employee's Retirement System
May 30 – Design Council
May 30 – Board of Appeals of Air-Conditioning, Refrigeration, Warm Air-Heating and Boilers
June 5 – Board of Appeals of Plumbers and Gas Fitters
June 5 – District IV Advisory Board
June 18 – Library Board of Directors

RECOMMENDED ACTION: Receive and file.

10. Statements of Cost:

RECOMMENDED ACTION: Approve and file.

11. Petitions for Paving, Sanitary Sewer, and Water Distribution System for the Legacy Addition – West of Meridian at 44th Street South. (District IV)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

12. [Consideration](#) of Street Closures/Uses.

12a. [Street](#) Closure – Special Event.

RECOMMENDED ACTION: Approve street closures/uses.

13. [Agreements/Contracts](#):

- a) [Cheney](#) Watershed Sampling/Bureau of Reclamation.
- b) [Supplemental](#) – construction engineering and staking for McEvoy and Equestrian Estates – east of 127th Street East, south of Harry. (District II)
- c) [Supplemental](#) construction engineering and staking for landscaping on 21st Street North from Hillside to Oliver. (District I)
- d) [Construction](#) engineering for Rock Road and K-96 Interchange. (District I)
- e) [Construction](#) engineering for the 53rd Street Bridge over the Little Arkansas River. (District VI)
- f) [HOPE](#) VI Project consultant.
- g) [Workforce](#) Alliance executive director and support services.
- h) [WSU](#) Workforce Investment Act.
- i) [Gilbert](#) and Mosley Project amendment.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

14. [Design Services Agreements](#):

- a) [Supplemental](#) – Harry from Oliver to Woodlawn. (Districts II and III)
- b) [Great](#) Plains Business Park Third Addition – east of Oliver, north of K-96. (District I)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

15. [Bar](#) Code System.

RECOMMENDED ACTION: Approve the purchase.

16. [Imaging](#) Project Software.

RECOMMENDED ACTION: Approve the purchase.

17. Property Acquisition:

- a) [608](#) West Douglas. (District IV)
- b) [Easement](#) for Kechi Sanitary Sewer Main. (District I)

RECOMMENDED ACTION: Approve budgets and Contracts; authorize necessary signatures.

18. Resolutions:

- a) [Amending](#) – Auburn Hills Golf Course Clubhouse – south of Maple, west of 119th Street West. (District V)
- b) [Amending](#) – 1997-2001 Capital Improvement Program.
- c) [Directing](#) and ordering a public hearing on advisability of improving 33rd Street North – east of Amidon, north of 29th Street North. (District VI)

RECOMMENDED ACTION: Adopt Resolutions.

19. Second Reading Ordinances: (First read June 25,2002)

- a) Evaluation of Boards and Commissions.

An Ordinance of the City of Wichita, Kansas pertaining to the continuing of existence and abolition of Boards, Agencies, and Commissions: amending Section 2.12.1200 and 2.12.1201 of the Code of the City of Wichita, and repealing the original of said Sections.

- b) Amending Ordinances relating to changes in State Laws.

- 1. Driving under the influence of alcohol and/or drugs.

An Ordinance amending Section 11.38.150 of the Code of the City of Wichita, Kansas, pertaining to driving under the influence of alcohol and/or drugs and repeal of the Original Section 11.38.150.

- 2. Issuing a worthless check.

An Ordinance amending Section 5.42.020 of the Code of the City of Wichita, Kansas, pertaining to giving a worthless check and repeal of the original Section 5.42.020.

- 3. Inhalation of certain elements.

An Ordinance amending Section 5.28.010, and repealing Sections 5.28.020, 5.28.030, 5.28.040, and 5.28.050 of the Code of the City of Wichita, Kansas, pertaining to unlawful acts, inhalation of certain elements.

- c) Amendments to Salary and Position Classification Ordinance.

An Ordinance establishing position classification for employees of the City of Wichita and prescribing pay rates by reference to position classifications in the schedule of pay ranges amending Ordinance No. 45-183.

- d) ZON2002-20 – northwest of the West Central/West Street Intersection. (District VI)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210, as amended.

RECOMMENDED ACTION: Adopt Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

- *20. [SUB2001-119](#) – Plat of Northeast Middle School Addition – South Side of 45th Street North, West of Oliver. (District I)

RECOMMENDED ACTION: Approve documents and Plat; authorize necessary signatures; adopt Resolutions.

- *21. [SUB2001-127](#) – Plat of Woodland Lakes Community Church Addition – North Side of Lincoln, on the East Side of Greenwich. (District II)

RECOMMENDED ACTION: Approve documents and Plat; authorize necessary signatures; adopt Resolutions.

- *22. [DED2002-18](#) – Dedication of Utility Easement for Property on the Southwest Corner of 37th Street North and Ridge Road. (District V)

RECOMMENDED ACTION: Accept the Dedication.

- *23. [V-2207](#) – Vacate Utility Easements – Southeast Corner of Central and Hillside. (District II)

RECOMMENDED ACTION: Approve Vacation Order; authorize necessary signatures.

- *24. [VAC2001-00015](#) – Vacate 30-Foot Drainage Easement – Southeast of 33rd Street North and Meade Avenue Intersection. (District VI)

RECOMMENDED ACTION: Approve Vacation Order; authorize necessary signatures.

- *25. [VAC2001-00026](#) – Vacate 20-Foot Square Utility Easement – South of Highway 54 on South Maize Road – 1630 South Maize Road. (District V)

RECOMMENDED ACTION: Approve Vacation Order; authorize necessary signatures.

- *26. [VAC2001-00059](#) – Vacate Portion of Alley – South of Douglas Avenue, West of Martinson. (District IV)

RECOMMENDED ACTION: Approve Vacation Order; authorize necessary signatures.

- *27. [VAC2002-00017](#) – Vacate Portion of Platted 50-Foot Street Side Setback – Northeast of the Maize and MacArthur Intersection. (District V)

RECOMMENDED ACTION: Approve Vacation Order; authorize necessary signatures.

- *28. [Z-3350](#) and [Z-3360](#) – Extension of Time to Complete Platting Requirement for Zone Change Requests from Single-Family Residential to Limited Commercial – South of Maple, East of Ridge. (District V)

RECOMMENDED ACTION: Approve extension of time to August 31, 2002.

- *29. [Z-3359](#) – Extension of Time to Complete Platting Requirement for Zone Change Request from Single-Family Residential to Limited Commercial – South of Maple, East of Ridge. (District V)

RECOMMENDED ACTION: Approve extension of time to August 31, 2002.

30. [ZON2002-00009](#) AND [CON2002-00006](#) – Rezoning to Limited Commercial and a Conditional Use for Self-Service Storage Warehouse – South of 13th Street North, West of St. Paul. (District VI)

MAPC Recommendation: Approve, subject to Staff recommendations.
DAB Recommendation: Approve, subject to Staff recommendations.
Staff Recommendation: Approve, subject to conditions.

RECOMMENDED ACTION: Approve zone change and Conditional Use, subject to recommended conditions, and first reading of Ordinance; adopt Resolution; OR

Return the Application to the MAPC for reconsideration.

- *31. [ZON2002-00025](#) – Zone Change from Limited Commercial to Office Warehouse – South of 13th Street North, East of Edwards. (District VI)

RECOMMENDED ACTION: Approve zone change, subject to Lot Split condition, and first reading of Ordinance (withhold publication until Lot Split recorded).

Adjournment
